



## U.S. DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

CALIFORNIA DIVISION

980 Ninth Street, Suite 400

Sacramento, CA. 95814-2724

SEP 16 2003

IN REPLY REFER TO

HDA-CA

Document # 43693

Mr. Jeff Morales, Director  
California Department of Transportation  
1120 N Street  
Sacramento, California 95814

Attention: Federal Resources Branch, Room 3500  
For Kris Balaji, Transportation Programming

Dear Mr. Morales:

SUBJECT: FY 2002/03 FSTIP Amendment No. 22 – Council of Fresno County Governments (COFCG)

We have completed our review of Amendment No. 22 to the COFCG 2002/03-2004/05 Federal Transportation Improvement Program (FTIP) that was submitted by your letter dated August 29, 2003. COFCG adopted this amendment with Resolution No. 2003-42, on July 31, 2003. This amendment re-programs residual RSTP funds for Fresno County's 2003/04 AC Overlay "Lump Sum" Program, programs 2003/04 FTA Section 5311 Program funds for the Fresno Rural Transit Agency (FCRTA), and transfers City of Fresno "Lifeline" CMAQ Program funds from several "Lump Sum" items to nine traffic flow improvement projects.

COFCG determined that this amendment is exempt from conformity requirements under Section 40 CFR 93.126, reaffirming the conformity of the COFCG FTIP with the applicable State Implementation Plan (SIP) for air quality.

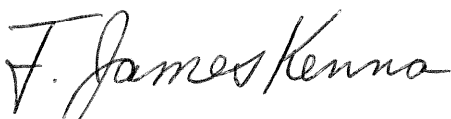
We accept this amendment in accordance with the provisions of 23 CFR Part 450. We find that this FTIP amendment was developed through a continuing, cooperative, and comprehensive transportation planning process carried out in accordance with the provisions of 23 U.S.C. section 134, and section 8 of the Federal Transit Act (49 U.S.C. app. §1607).

Based on our review, the changes proposed to the 2002/03 FSTIP require no new regional emissions analysis for a conformity determination because projects included in this amendment either do not require a new regional emissions analysis per the provisions of 40 CFR 93.122(e)(1), or are the type of projects listed in 40 CFR 93.126 or 93.127 as being exempt from regional emissions analysis requirements. We find that the amended FTIP through Amendment No. 22 conforms to the applicable SIP in accordance with the provisions of 40 CFR Parts 51 and 93 as well as the Environmental Protection Agency's (EPA) May 14, 1999 guidance *Conformity Guidance on Implementation of March 2, 1999 Conformity Court Decision*. This approval was made after consultation with the EPA pursuant to the *Transportation Conformity Rule*.

This letter constitutes approval and inclusion of COFCG's FTIP Amendment No. 22 into California's 2002/03 – 2004/05 Federal Statewide Transportation Improvement Program (FSTIP).

If you have any questions, or need further information, please contact Leigh Levine of the Federal Highway Administration California Division office at (916) 498-5034, or Paul Page of the Federal Transit Administration Region 9 office at (415) 744-2734.

Sincerely,



Leslie T. Rogers  
Regional Administrator  
Federal Transit Administration



For  
Gary N. Hamby  
Division Administrator  
Federal Highway Administration